

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO.740 OF 2007

Aadeyam Aadiwale Singogipe
(Nigerian) ...Applicant.

Versus

The State of Maharashtra ...Respondent.

Mr.Rajay Gaikwad, Adv. for the Applicant.

Mr.Rajesh More, APP, for the State.

CORAM : SMT.V.K.TAHILRAMANI, J.

DATED : 4th April, 2007.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned APP for the State.

2. The applicant is seeking bail in C.R.No.70 of 2007 of Chaturshringi Police Station, Pune. The said case is mainly under Sections 420, 467 of IPC.

3. The complainant is working with City Bank as Consultant in the Risk Management Department. It is the case of the complainant that Credit

Cards were stolen and were being misused by some accused persons. Hence all shopkeepers had been alerted by the Bank that if there was any suspicion in respect of any person misusing the credit card, they should inform the Bank i.e. the complainant. Pursuant to this, one shop owner called the complainant Bank. On reaching the shop i.e. Samsung Digital, the complainant learnt that those persons had ran-away. The complaint searched for the said persons however he could not trace the said persons. Thereafter, he learnt from one informer that persons who tally with the description of the persons who had been to Samsung Digital were found roaming suspiciously in Kothrud area. The complainant reached Kothrud. He made enquiries with those persons, but, they started running. One of the persons ran away, however, the complainant managed to catch the second person i.e. the present applicant.

4. The applicant is in custody since 12.2.2007. However, till today no material has been gathered by the investigating agency showing that the applicant has misused any credit card. Moreover besides the complainant, no other witness

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including the shop keeper of Samsung Digital has identified the present applicant as having used or misused any credit card.

5. In this view of the matter, I am inclined to grant bail to the applicant.

6. The applicant Aadeyam Aadiwale Singogipe (Nigerian) to be released on bail in the sum of Rs.20,000/- with one or two sureties to make up the said amount. The sureties shall be local sureties. The applicant shall report to Chaturshringi Police Station, Pune as and when required.

7. Application is disposed of accordingly.

(SMT.V.K.TAHILRAMANI, J.)